



PATENT
P56219RE

THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: CHUN-GEON CHOI

Original Patent No. 5,828,834 issued on 27 October 1998

Serial No.: 09/697,044

Examiner: SONG, HOSUK

Filed: 27 October 2000

Art Unit: 2135

For: APPARATUS AND METHOD FOR SETTING ID CODE USING A
MICROCOMPUTER IN A DISPLAY DEVICE

TRANSMITTAL OF DOCUMENTS AND A FEE

**Attn: Office of Patent Legal Administration
6th Floor, Receptionist, Crystal Park 2
Telephone: (703) 305-4778**

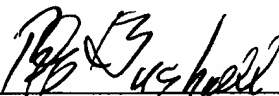
Commissioner for Patents
P.O.Box 1450
Alexandria, VA 22313-1450

Sir:

The following documents and a fee accompany this transmittal for the above-captioned reissue application.

1. Supplemental Reissue Application Declaration by the Assignee
2. Declaration in Support of Petition under 37 C.F.R. §§ 1.47(b)
3. Memorandum of Law in Support of Petition under 37 C.F.R. §§ 1.47(b)
4. Petition under 37 C.F.R. §§ 1.47(b), 1.182 And 1.183
5. Check #46770 for \$200.00 & Fee Transmittal

Respectfully submitted,


Robert E. Bushnell,
Attorney for the Applicant
Registration No.: 27,774

1522 "K" Street N.W., Suite 300
Washington, D.C. 20005
(202) 408-9040

Folio: P56219RE
Date: 10/24/05
I.D.: REB/fw

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PTO/SB/17 (08-00)
Approved for use through 9/30/2000. OMB 0651-0032
Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE
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<h2 style="margin: 0;">FEE TRANSMITTAL</h2> <p style="font-size: small; margin: 5px 0;">Patent fees are subject to annual revision.</p>		Complete If Known																																																																																																																																															
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Typed or Printed Name		Robert E. Bushnell, Esq.		Reg. Number	27,774																																																																																																																																												
Signature		Date	24 October 2005	Deposit Account User ID																																																																																																																																													

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PATENT
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: CHUN-GEON CHOI

Original Patent No. 5,828,834 issued on 27 October 1998

Serial No.: 09/697,044

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For: APPARATUS AND METHOD FOR SETTING ID CODE USING A
MICROCOMPUTER IN A DISPLAY DEVICE

PETITION UNDER 37 C.F.R. §1.47(b), §1.181 And §1.183

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Pursuant to 37 C.F.R. §1.47(b), Samsung Electronics Co., Ltd., a corporate entity chartered in and existing under the laws of the Republic of Korea, and maintaining its principal office at 416, Maetan-dong, Paldal-gu, Suwon-city, Kyungki-do, Republic of KOREA, respectfully petitions the Commissioner to receive the accompanying Declaration signed by duly authorized officer of Samsung Electronics Co., Ltd., and as reasons therefore, states that:

10/25/2005 JADD01 00000023 09697044

01 FC:1463

200.00 0P

Folio: P56219RE
Date: 10/24/05
I.D.: REB/ny

STATEMENT OF FACTS

1. Chun-Geun CHOI is the inventor of the subject matter disclosed and claimed in Korean priority application No. 1994-38285 filed in the Korean Intellectual Property Office on the 30th of December 1994 and No. 1995-51338 filed in the Korean Intellectual Property Office on the 18th of December 1995.
2. For more than one (1) year prior to the filing of Korean priority application No. 1994-38285 on the 30th of December 1994, and until the some time thereafter, Chun-Geun CHOI was continuously employed as a full-time employee of Samsung Electronics Co., Ltd.
3. On the 30th of October 2000, the inventor, Chun-Geun CHOI signed and dated a patent Declaration in the present application U.S. Serial No. 09/697,044.
4. Chun-Geun CHOI resigned from his employment with Samsung Electronics Co., Ltd., at an uncertain date subsequent to the 30th of October 2000.
5. The above-captioned U.S. application Serial No. 09/697,044 was filed on the 27th of October 2000.
6. The subject matter described and claimed in the present application assigned U.S.

Serial No. 09/697,044 was conceived and disclosed by the sole inventor, Mr. Chun-Geun CHOI to Samsung Electronics Co., Ltd. during his employment with Samsung Electronics Co., Ltd., and prior to his resignation from his employment with Samsung Electronics Co., Ltd.

7. As stated in the accompanying Declaration, the Declarant, as a Senior Manager, and a duly authorized employee and representative of Samsung Electronics Co., Ltd., the Assignee of all right, title and interest in and to the above-captioned reissue application, has determined that Mr. Chun-Geun CHOI has moved from his last known address, and your Declarant has unsuccessfully sought to obtain a reliable forwarding address of Mr. Chun-Geun CHOI; due to the fact that Mr. Chun-Geun CHOI is no longer employed by the Assignee, your Declarant has no access to personnel and government information about Mr. Chun-Geun CHOI because of privacy laws and national security restrictions upon such information.
8. The last known address of inventor, Chun-Geun CHOI was Jukong Apt. 27-109 176 Maetan 1-dong, Paldal-ku, Suwon-city, Kyungki-do, Republic of Korea.
9. Samsung Electronics Co., Ltd. is the owner of all right, title and interest in and to the above-captioned U.S. patent under Articles 37 and 38 of the Korean patent law because the invention disclosed and claims in the above-captioned U.S. patent

application Serial No. 09/697,044 was invented by Chun-Geun CHOI during his employment by Samsung Electronics Co., Ltd. The accompanying Statement of Duke Y. CHOI, Esq., an attorney duly licensed by the Korean Intellectual Property Office, confirms that the application of the Korean Industrial Property Law and the application of Articles 37 and 38 of the Korean Industrial Property Law to the ownership of the above-captioned U.S. patent application, vests ownership of the subject matter disclosed or described in the above-captioned U.S. patent application in Samsung Electronics, Co., Ltd.

10. Pursuant to 37 CFR §3.73(b)(1), Samsung Electronics Co., Ltd, is the owner of all of the right, title and interest in and to the above-captioned U.S. reissue application by virtue of an Assignment from the sole inventor, Mr. Chun-Geun CHOI of all right, title and interest in and to the parent U.S. patent application entitled *APPARATUS AND METHOD FOR SETTING AN ID CODE USING A MICROCOMPUTER IN A DISPLAY DEVICE* assigned Serial No. 581,962, which issued as U.S. Patent No. 5,828,834 on the 27th of October 1998, from which the above-captioned reissue application was filed on the 27th of October 2000 and duly assigned Serial No. 09/697,044, which Assignment was recorded among the Assignment records of the United States Patent & Trademark Office on Reel No. 7996, at Frame No. 0427 on the 29th day of May 1996.

REMARKS

Under 37 C.F.R. §1.47(b), when all of the inventors refuse to execute an application for a patent, or cannot be found or reached after diligent effort, the person to whom the inventor has assigned or agreed on writing to assign the invention, or who otherwise shows sufficient proprietary interest in the matter justifying such action, may make application for patent on behalf of and as agent for all the inventors. In the above-captioned U.S. patent application, Chun-Geun CHOI is recognized to be the sole inventor, and Chun-Geun CHOI has assigned all of his right, title interest in and to this reissue application via an identified pursuant to 37 CFR §3.73 (b).

Samsung Electronics Co., Ltd. was the employer of the inventor during the conception and subsequent filing of both the Korean priority application Serial No. 1994-38285 on the 30th of December 1994 and No. 1995-51338 on the 18th of December 1995. Indeed, Chun-Geun CHOI did both sign and date the Declaration and the Assignment for Serial No. 09/697,044, and that Assignment was properly recorded on or about the 29th day of May 1996, despite the fact that he was then no longer the employee of Samsung Electronics Co., Ltd. Photocopies of the signed and dated Declaration and Assignment filed in Serial No. 09/697,044 accompany this Petition. As is established by the accompanying Memorandum of Law of Duke Y. CHOI, Esquire, ownership of the above-captioned U.S. Patent Application assigned Serial No. 09/697,044 vests in Samsung Electronics Co., Ltd., under Articles 37 and 38 of the Korean Industrial Property Act, by virtue of the employment of the sole inventor, Mr. Chun-Geun CHOI. Under 37 C.F.R. §1.47(b), Samsung Electronics Co., Ltd. has therefore of sufficient proprietary interest to sign the Declaration on behalf of, and as agent for the sole inventor, Mr. Chun-Geun CHOI.

In view of the inability of the Assignee to find or reach the inventor to execute a Supplemental Declaration for a patent, as attested to by the accompanying Declaration of the Declarant, Mr. Kab-Tae HAN, who demonstrated sufficient proprietary interest by Samsung Electronics Co., Ltd., the Commissioner is respectfully requested to pursuant to 37 §1.47(c) to send notice of the application to the sole inventor and to accept the accompanying Declaration of Samsung Electronics Co., Ltd. signed by a duly authorized officer of Samsung Electronics Co., Ltd., on behalf of the Assignee, and as agent for the sole inventor, Chun-Geun CHOI, as a full and sufficient supplemental declaration under 37 CFR § 1.175(b).

The fee incurred under 37 C.F.R. §1.17(h) accompanies this Petition.

RELIEF REQUESTED

The Commissioner is therefore, respectfully requested to:

- A. Suspend the Rules of Practice under the authority of 37 CFR § 1.183 and accept the accompanying Declaration signed by duly authorized representative of Samsung Electronics Co., Ltd. on behalf of the Assignee, Samsung Electronics Co., Ltd., and as agent for the sole inventor, Chun-Geun CHOI, in full satisfaction under 37 CFR § 1.175(b);
- B. Forward the above-captioned patent application to the Examining Corps for passage of the application to issue; and
- D. Grant such other and further relief as justice may require.

Respectfully submitted,



Robert E. Bushnell,
Attorney for the Applicant
Registration No.: 27,774

1522 "K" Street N.W., Suite 300
Washington, D.C. 20005
(202) 408-9040

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